

S T O L L | K E E N O N | & | P A R K | L L P

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June 9, 2004

Ms. Elizabeth O'Donnell
Executive Director
Kentucky Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, Kentucky 40601

RECEIVED
JUN 10 2004
PUBLIC SERVICE
COMMISSION

Re: Case No. 2004-00087 -- US LEC of Tennessee Inc. Notice of Withdrawal of Petition

Dear Ms. O'Donnell:

During an informal conference held on May 19, 2004, US LEC of Tennessee Inc. ("US LEC") and BellSouth advised the Commission's staff concerning ongoing negotiations to resolve the various disputed issues identified in US LEC's arbitration petition. US LEC subsequently withdrew its request to adopt BellSouth's agreement with Time Warner Telecom and committed to advise the Commission if negotiations produced an agreement.

On June 8, 2004 BellSouth filed a copy of the renegotiated interconnection agreement. Accordingly, US LEC hereby withdraws its arbitration petition filed in the above referenced docket. A copy of this letter is being sent by email to counsel for BellSouth.

Please indicate receipt of this letter by placing your file-stamp on the extra copy and returning to me in the enclosed self-addressed, postage-paid envelope.

Sincerely yours,



Douglas F. Brent
Counsel for US LEC of Tennessee Inc.

DFB:jms